

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Jae Wan Oh

Confirmation No.: 7368

Serial No.: 10/519,952

Group Art Unit.: 4116

Filed: July 15, 2005

Examiner: Vanessa T. Velasquez

For: POWDER FABRICATING APPARATUS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR REFUND**


Applicants respectfully request a refund to Deposit Account No. 13-1703 in the amount of \$180.00. On August 29, 2008, Applicants filed an Information Disclosure Statement for the above referenced matter. Applicants erroneously paid the \$180.00 fee for submission of the Information Disclosure Statement. As the references in the Information Disclosure Statement were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement, Applicants unnecessarily submitted the fee for the Information Disclosure Statement.

Copies of the Information Disclosure Statement and Electronic Acknowledgement Receipt indicating payment of the \$180 fee are enclosed with this request.

Accordingly, Applicants respectfully request a refund in the amount of \$180.00 to Deposit Account No. 13-1703.

Respectfully submitted,

MARGER JOHNSON & MCCOLLOM, P.C.

---

Kurt M. Eaton  
Reg. No. 51,640

Customer No. 20575  
MARGER JOHNSON & MCCOLLOM, P.C.  
210 SW Morrison Street, Suite 400  
Portland, OR 97204  
503-222-3613

# **INFORMATION DISCLOSURE STATEMENT BY APPLICANT** ( Not for submission under 37 CFR 1.99)

Application Number	10519952
Filing Date	2005-07-15
First Named Inventor	Jae-Wan Oh
Art Unit	1793
Examiner Name	Lois L. Zheng
Attorney Docket Number	3576-061

## **U.S. PATENTS**

Examiner Initial*	Cite No	Patent Number	Kind Code <sup>1</sup>	Issue Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
	1					

If you wish to add additional U.S. Patent citation information please click the Add button.

## **U.S. PATENT APPLICATION PUBLICATIONS**

Examiner Initial*	Cite No	Publication Number	Kind Code <sup>1</sup>	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
	1					

If you wish to add additional U.S. Published Application citation information please click the Add button.

## **FOREIGN PATENT DOCUMENTS**

Examiner Initial*	Cite No	Foreign Document Number <sup>3</sup>	Country Code <sup>2</sup> i	Kind Code <sup>4</sup>	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	T <sup>5</sup>
	1	51-124857	JP		1976-10-30	Oda et al.		<input type="checkbox"/>
	2	62-180745	JP		1987-08-08	Fujihira		<input type="checkbox"/>
	3	63-285121	JP		1988-11-22	Otsuka et al.		<input type="checkbox"/>

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**  
( Not for submission under 37 CFR 1.99)

Application Number	10519952
Filing Date	2005-07-15
First Named Inventor	Jae-Wan Oh
Art Unit	1793
Examiner Name	Lois L. Zheng
Attorney Docket Number	3576-061

4	02-307725	JP		1990-12-20	Yamaoka et al.		<input type="checkbox"/>
5	09-184024	JP		1997-07-15	Nakamura et al.		<input type="checkbox"/>
6	2000-119710	JP		2000-04-25	Loeffelholz et al.		<input type="checkbox"/>

If you wish to add additional Foreign Patent Document citation information please click the Add button

**NON-PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>5</sup>
	1		<input type="checkbox"/>

If you wish to add additional non-patent literature document citation information please click the Add button

**EXAMINER SIGNATURE**

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> See Kind Codes of USPTO Patent Documents at [www.USPTO.GOV](http://www.USPTO.GOV) or MPEP 901.04. <sup>2</sup> Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>3</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>4</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>5</sup> Applicant is to place a check mark here if English language translation is attached.

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**  
( Not for submission under 37 CFR 1.99)

Application Number	10519952
Filing Date	2005-07-15
First Named Inventor	Jae-Wan Oh
Art Unit	1793
Examiner Name	Lois L. Zheng
Attorney Docket Number	3576-061

**CERTIFICATION STATEMENT**

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

- ☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

**OR**

- ☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

- ☐ See attached certification statement.
- ☒ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.
- ☐ None

**SIGNATURE**

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Alan T. McCollom/	Date (YYYY-MM-DD)	2008-08-29
Name/Print	Alan T. McCollom	Registration Number	28881

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

## Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these records.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

## Electronic Acknowledgement Receipt

<b>EFS ID:</b>	3867265
<b>Application Number:</b>	10519952
<b>International Application Number:</b>	
<b>Confirmation Number:</b>	7368
<b>Title of Invention:</b>	Powder fabricating apparatus
<b>First Named Inventor/Applicant Name:</b>	Jae-Wan Oh
<b>Customer Number:</b>	20575
<b>Filer:</b>	Gregg James Palmer/Sue Lukas
<b>Filer Authorized By:</b>	Gregg James Palmer
<b>Attorney Docket Number:</b>	264046US3PCT
<b>Receipt Date:</b>	29-AUG-2008
<b>Filing Date:</b>	15-JUL-2005
<b>Time Stamp:</b>	17:57:47
<b>Application Type:</b>	U.S. National Stage under 35 USC 371

### Payment information:

Submitted with Payment	yes
Payment Type	Credit Card
Payment was successfully received in RAM	\$180
RAM confirmation Number	2911
Deposit Account	
Authorized User	

### File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (If appl.)
-----------------	----------------------	-----------	----------------------------------	------------------	------------------

1	Miscellaneous Incoming Letter	3576_061_IDSTrans.pdf	58720 b0da20d94910b49e83dec42014fbfb8563a8b653	no	1
<b>Warnings:</b>					
<b>Information:</b>					
2	Information Disclosure Statement (IDS) Filed (SB/08)	3576_061_IDS_82908.pdf	574366 8135322bf8f9f3a46326c7410b00177b2d9c39c	no	4
<b>Warnings:</b>					
<b>Information:</b>					
A U.S. Patent Number Citation or a U.S. Publication Number Citation is required in the Information Disclosure Statement (IDS) form for autoloading of data into USPTO systems. You may remove the form to add the required data in order to correct the Informational Message if you are citing U.S. References. If you chose not to include U.S. References, the image of the form will be processed and be made available within the Image File Wrapper (IFW) system. However, no data will be extracted from this form. Any additional data such as Foreign Patent Documents or Non Patent Literature will be manually reviewed and keyed into USPTO systems.					
3	Foreign Reference	JP51124857.pdf	288371 02de9f21365d0c38c97d55da57a0e0efbfda21	no	4
<b>Warnings:</b>					
<b>Information:</b>					
4	Foreign Reference	JP62180745.pdf	558386 f5e7f2428fd139bc14e4b10e07cedae299a274	no	7
<b>Warnings:</b>					
<b>Information:</b>					
5	Foreign Reference	JP63285121.pdf	378110 23e90f5ee59743b343fbd65826053ed0b0c60397	no	5
<b>Warnings:</b>					
<b>Information:</b>					
6	Foreign Reference	JP02307725.pdf	657853 74f1a27ba3f9974f66d60e3bc8d0b8d54c831	no	9
<b>Warnings:</b>					
<b>Information:</b>					
7	Foreign Reference	JP09184024.pdf	578906 65cd75f3bf1700179a79db4643178e82e98a40b	no	6
<b>Warnings:</b>					
<b>Information:</b>					
8	Foreign Reference	JP2000119710.pdf	993859 f371fb0919c5cd342474ee995cd43a5d42a2545	no	10
<b>Warnings:</b>					
<b>Information:</b>					

9	Fee Worksheet (PTO-06)	fee-info.pdf	30275 eaff099271385aaceef43065e95d617d3f29a3	no	2
---	------------------------	--------------	---	----	---

**Warnings:**
**information:**
**Total Files Size (in bytes):**

4118846

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

**New Applications Under 35 U.S.C. 111**

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

**National Stage of an international Application under 35 U.S.C. 371**

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 Indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

**New International Application Filed with the USPTO as a Receiving Office**

If a new International application is being filed and the International application includes the necessary components for an International filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the International filing date of the application.